

Prepared by & Return to:
Morris, Schneider & Prior
1587 Northeast Expressway
Atlanta, GA 30329
770-234-9181 ext 1120

MSP # 0515864MS
Loan # 8043044935/ Tuggle

PC
SC 11/01/06 10:33:09
BK 543 PG 226
DESOTO COUNTY, MS
W.E. DAVIS, CH CLERK

INDEXING INSTRUCTIONS: southwest quarter of section 36, Township 3 South, range 8
West, Desoto County, Mississippi

STATE OF MISSISSIPPI

COUNTY OF DE SOTO

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, James Tuggle and Evelyn PowersTuggle executed a Deed of Trust in favor of John B. Philip, Trustee, securing an indebtedness to EquiCredit Corporation /Ala and Miss, dated October 18, 1999, and recorded in Book 1162, Page 540 of the Land Records of De Soto County, Mississippi; and

WHEREAS, said Deed of Trust was assigned to The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2, by instrument dated December 8, 2005, and recorded in the Office of the aforesaid Chancery Clerk in Book 2,402, Page 643; and

WHEREAS, The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2, the legal holder of the said Deed of Trust and the Note secured thereby, substituted Priority Trustee Services of Mississippi, L.L.C. as Substitute Trustee therein, as authorized by the terms thereof, by instrument dated February 1, 2006, and recorded in Book 2,402, Page 645 of the records in the offices of the aforesaid Chancery Clerk; and

WHEREAS, default having been made in the payment of the indebtedness secured by said Deed of Trust, which default continued for a period of time necessary for the holder thereof to declare the entire unpaid balance immediately due and payable as was its option so to do under the terms thereof, Priority Trustee Services of Mississippi, L.L.C., did on October 19, 2006, between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m., at the East Front Steps door of the De Soto County Courthouse, 2535 Highway 51 South Hernando, Mississippi, offer for sale at public auction and sell to the highest bidder, according to law, the following described land and property, with improvements thereon situated, lying and being situated in De Soto County, Mississippi, and more particularly described as follows:

1.33 acres being part of the southwest quarter of section 36, Township 3 South, range 8 West, Desoto County, Mississippi and described as follows: Commencing at the southeast corner of the southwest quarter of section 36, Township 3 South, range 8 West. Said point located in Ranch Road. Thence North 06 degrees 30 minutes 04 seconds East 40.0 seconds to a point on the North right of way of Ranch Road. Thence North 85 degrees 12 minutes 40 seconds West 309.0 seconds along said right of way to a iron pin. Said point being at the southeast corner of said 1.33 acres and the point of beginning. Thence North 06 degrees 28 minutes 55 seconds East 215.43 seconds to a iron pin thence North 63 degrees 41 minutes 33 seconds West 229.22 seconds to a iron pin. Thence South 06 degrees 00 minutes 49 seconds West 257.45 seconds to a iron pin on the north right of way of Ranch Road. Thence South 85 degrees 12 minutes 48 seconds East 227.21 seconds along said right of way to the point of beginning. Parcel being that remaining property as recorded in deed book 44 page 457 of the office of Chancery Clerk, Desoto County, Mississippi. Being the same property conveyed to grantor, herein by Last Will and Testament, at Docket Number 96-12-1464, dated December 12, 1996, in the Chancery's Clerk's Office of Desoto County Mississippi. Tax i.d. No. 3087-3600-0-00009.00

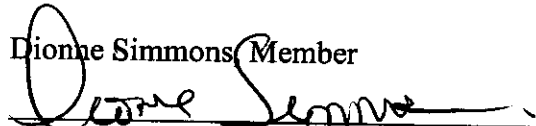
Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of the time, place and terms of said sale, together with a description of said property to be sold, was given by publication in The DeSoto Times, a newspaper published and generally circulated in De Soto County, Mississippi, for three consecutive weeks preceding the date of sale. The first notice of publication appeared on September 28, 2006, and subsequent notices appeared on 10/5/06 and 10/12/06. Proof of publication is attached hereto and incorporated herein by reference. A notice identical to said published notice was posted on the bulletin board at the De Soto County Courthouse, Mississippi, on September 25, 2006, and everything necessary to be done was done to make and effect a good and lawful sale.

At said sale The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2 bid for said property in the amount of \$43,000.47 and this being the highest and best bid the said The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2 was declared the successful bidder and the same was then and there struck off to The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2.

NOW, THEREFORE, in consideration of the premises and in consideration of the price and sum of \$43,000.47, cash in hand paid, receipt of which is hereby acknowledged, I, the undersigned Substitute Trustee, do hereby sell and convey unto **The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2**, its successors and assigns, the land and property above described, together with all improvements thereon.

Title to this property is believed to be good, but I will convey only such title as is vested in me as Substitute Trustee.

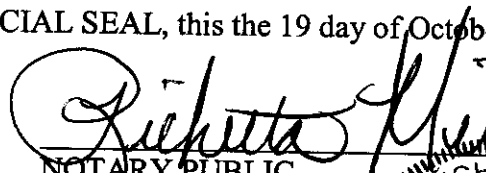
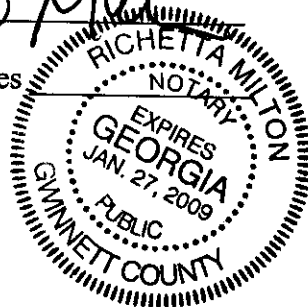
WITNESS MY SIGNATURE, this the 19 day of October, 2006.

Dionne Simmons Member

 Priority Trustee Services of Mississippi, L.L.C.
 Substitute Trustee

STATE OF GEORGIA
 COUNTY OF DEKALB

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for said County and State, the within named Dionne Simmons, Member of Priority Trustee Services of Mississippi, L.L.C., Substitute Trustee, who stated to me on oath that he signed and delivered the above and foregoing instrument on the day and in the year therein stated, for the purposes therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, this the 19 day of October, 2006.


 NOTARY PUBLIC
 My Commission Expires


Grantor:
 Dionne Simmons
 Priority Trustee Services of Mississippi, L.L.C.
 1587 Northeast Expressway
 Atlanta, GA 30329
 770-234-9181

Grantee:
 The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2
 3815 S. West Temple
 Salt Lake City, UT 84115
 801-293-1883

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times Today, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 3 consecutive times, as follows, to-wit:

**SUBSTITUTE TRUSTEE'S
NOTICE OF SALE**
STATE OF MISSISSIPPI
COUNTY OF DE SOTO

WHEREAS, on October 18, 1999, James Tuggle and Evelyn Powers Tuggle executed and delivered a certain Deed of Trust unto John B. Philip, Trustee for the benefit of EquiCredit Corporation /Ala and Miss, to secure an indebtedness therein described, which Deed of Trust is recorded in the office of the Chancery Clerk of De Soto County, Mississippi in Book 1182, Page 640 and

WHEREAS, said Deed of Trust was subsequently assigned unto The Bank of New York, as Trustee for the holders of the EQCC Asset Backed Certificates, series 2001-2, by instrument recorded in the Office of the aforesaid Chancery Clerk in Book 2,402 at Page 643; and

WHEREAS, the holder of said Deed of Trust substituted and appointed Priority Trustee Services of Mississippi, L.L.C., as Trustee in said Deed of Trust by instrument recorded in the Office of the aforesaid Chancery Clerk in Book 2,402, Page 645; and

WHEREAS, default having been made in the payments of indebtedness secured by said Deed of Trust, and the holder of said Deed of Trust, having requested the undersigned so to do, on October 19, 2006, I will, during legal hours (between the hours of 11 o'clock a.m. and 4 o'clock p.m.), at public outcry, offer for sale and will sell, at the East front steps of the De Soto County Courthouse, at Hernando, Mississippi, for cash to the highest bidder, the following described land and property situated in De Soto County, Mississippi, to-wit:

1.33 acres being part of the southwest quarter of section 36, Township 3 South, range 8 West, Desoto County, Mississippi and, described as follows: Commencing at the southeast corner of the southwest quarter of section 36, Township 3 South, range 8 West. Said point located in Ranch Road. Thence North 06 degrees 30 minutes 04 seconds East 40.0 seconds to a point on the North right of

Volume No. 111 on the 28 day of Sept., 2006

Volume No. 111 on the 5 day of Oct., 2006

Volume No. 111 on the 12 day of Oct., 2006

Volume No. _____ on the _____ day of _____, 2006

Volume No. _____ on the _____ day of _____, 2006

Diane Smith

Sworn to and subscribed before me, this 12 day of Oct., 2006

Judith H. Penafar

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: JANUARY 16, 2009
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED

A. Single first insertion of 553 words @ .12 \$ 66.36

B. 2 subsequent insertions of 1106 words @ .10 \$ 110.60

C. Making proof of publication and depositing to same \$ 3.00

TOTAL PURCHASE

1.33 acres being part of the southwest quarter of section 36, Township 3 South, range 8 West, Desoto County, Mississippi and, described as follows: Commencing at the southeast corner of the southwest quarter of section 36, Township 3 South, range 8 West. Said point located in Ranch Road. Thence North 06 degrees 30 minutes 04 seconds East 40.0 seconds to a point on the North right of

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